

IN THE MATTER OF  
THE MARRIAGE OF:

MARY ANNE DUVAL  
AND  
FORREST DEVON DUVAL

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IN THE DISTRICT COURT

DALLAS COUNTY, TEXAS

302ND JUDICIAL DISTRICT

FINAL DECREE OF DIVORCE

On Sept. 10, 2004, the Court heard this cause.

1. Appearances

Petitioner, Mary Anne DuVal, appeared in person and by attorney of record, Bonnie W. Marsteller, and announced ready for trial.

Respondent, Forrest Devon DuVal, did not appear in person but consented to this decree as evidenced his signature and that of his attorney, Carmen Elaine Eiker, below.

2. Record

A record of testimony was duly made.

3. Jurisdiction and Domicile

The Court finds that the pleadings of petitioner properly contain all allegations and prerequisites as are legally required. The Court further makes finding that it has proper subject matter jurisdiction and *in personam* jurisdiction over the parties. The Court further finds that 60 days have expired since the date of the suit's filing, that Petitioner had domiciled in Texas for the preceding six month period and was a resident of the county in which this suit was filed for the

information to be furnished within 30 days of receipt of a written request for the same. Each party shall pay for the preparation of that party's federal income tax return.

16. Tax Refund

The Court FURTHER ORDERS AND DECREES that in the event of a refund of income taxes for any year during which the marriage existed through December 31 of the year preceding the date of divorce, the parties shall each receive one-half of said refund and further that the party in receipt and possession of the refund check is hereby designated as constructive trustee and the other party is designated as beneficiary of the constructive trust, to the extent of the beneficiary's one-half of said refund which shall be paid to the beneficiary within five days of its receipt.

17. Confirmation of Separate Property To Petitioner

The Court ORDERS AND DECREES that the property listed below is confirmed as Mary Anne DuVal's separate property.

Savings bonds acquired before marriage

401K Profit sharing funds accrued before marriage in the amount of \$7661.40

Profit Sharing funds in the form of Texas Instruments stock owned before marriage and the derivative stock splits, totaling 425.464 shares of Texas Instruments stock.

18. No Alimony

The Court ORDERS AND DECREES that no provision of this Decree of Divorce is to be interpreted or construed as alimony under the provisions of the Internal Revenue Code, nor is any provision herein to be interpreted or construed as providing for taxable alimony to any party.

19. Change of Name

The Court ORDERS AND DECREES that the name of Petitioner is hereby changed to Mary Anne Metelko

The parties agree and it is ORDERED that each party will give the other party prompt written notice of any litigation threatened or instituted against either party that might constitute the basis of a claim for indemnity under this decree.

23. Muniment of Title  
This decree shall serve as a muniment of title to transfer ownership of all property awarded to any party in this Final Decree of Divorce, to the extent that no additional documents are necessary to effect said transfer.

24 Clarifying Orders  
The Court makes express reservation of the right to issue such clarifying orders as may be necessary to make clear and to make enforcement of this decree.

25 Relief Not Granted  
The Court ORDERS AND DECREES that all relief which has granted herein and which has not been expressly granted is DENIED. This is a final judgment, for which let execution and all writs and processes necessary to enforce this judgment issue. This judgment finally disposes of all claims and all parties and is appealable.

SIGNED on \_\_\_\_\_, 2004.

JUDGE PRESIDING District Court.

APPROVED AS TO FORM:

Bonnie W. Marsteller

Bonnie W. Marsteller  
Attorney for Petitioner

Carmen Elaine Eiker

Carmen Elaine Eiker  
Attorney for Respondent

APPROVED AND CONSENTED TO AS TO BOTH FORM AND SUBSTANCE:

Mary Anne Duval

Mary Anne Duval, Petitioner

Forrest Devon Duval 9-7-04

Forrest Devon Duval, Respondent

STATE OF TEXAS  
COUNTY OF DALLAS

I, JIM HAMLIN, District Clerk of the District Court of Dallas County, Texas, do hereby certify that this is a true and correct copy of the original of the same.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 10th day of September, A.D., 2004.

JIM HAMLIN, DISTRICT CLERK  
DALLAS COUNTY, TEXAS

By Cynthia Bowen